

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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EON SHEPHERD,

Plaintiff,

vs

9:04-CV-655

CAPTAIN WENDERLICH; DEPUTY WEST;  
SERGEANT POST; OFFICER TWEED; N.A.  
SMITH; N.P. PALMER; NURSE KIM PEORIA;  
NURSE FAIRCHILD; DR. CANDIED; and  
NURSE SULLIVAN,

Defendants.

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APPEARANCES:

OF COUNSEL:

EON SHEPHERD

Plaintiff, Pro Se

96-A-0356

Five Points Correctional Facility

Caller Box 119

Romulus, NY 14541

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HEATHER R. RUBINSTEIN, ESQ.

Asst. Attorney General

DAVID N. HURD

United States District Judge

ORDER

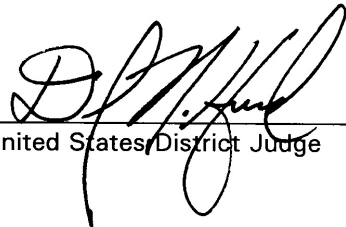
The defendants' sur-reply (Docket No. 188) was stricken (Docket No. 190).

However, 42 U.S.C. § 1997e(d) must be considered in ruling on plaintiff's motion for attorney's fees based upon a One Dollar (\$1.00) money judgment.

Therefore, plaintiff may file a letter memorandum on or before September 17, 2010, addressing that issue

IT IS SO ORDERED.

Dated: September 9, 2010
Utica, New York.


United States District Judge